TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT Docket No. (Under 37. CFR 1.97(b) or 1.97(c)) 18969 In Re Application Of: Takeshi Yokoi et al. Application No. Customer No. Group Art Unit Confirmation No. Filing Date Examiner 10/541,369 July 5, 2005 Unassigned 23389 3736 8936 MEDICAL Title: Address to: **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450 37 CFR 1.97(b) The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114. 4 37 CFR 1.97(c) The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of: ☐ the statement specified in 37 CFR 1.97(e); OR ☐ the fee set forth in 37 CFR 1.17(p).

TRANSMITT	Docket No. 18969								
In Re Application of: Takeshi Yokoi et al.									
Application No.	Filing Date	Examine	er	Group Art Unit	Confirmation No.				
10/541,369	July 5, 2005	Unassign	ed	23389	3736	8936			
JUL 0 9 2	and the second s	_	ent of Fee	on set forth in 27	CER 1 17(n))				
(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p)) ☐ A check in the amount of is attached. ☐ The Director is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below. ☐ Charge the amount of ☐ Credit any overpayment. ☐ Charge any additional fee required. ☐ Payment by credit card. Form PTO-2038 is attached. ☐ WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. Certificate of Transmission by Facsimile* ☐ Certificate of Mailing by First Class Mail ☐ I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on July 5, 2007 ☐ (Date) ☐ Signature ☐ Typed or Printed Name of Person Signing Certificate ☐ Typed or Printed Name of Person Mailing Certificate ☐ Typed or Printed Name of Person Mailing Certificate									
Thomas Spinelli Reg. No. 39,533 SCULLY, SCOTT 400 Garden City Pl Garden City, NY 1 (516) 742-4343 TS:jam	Signature, , MURPHY & PRESS laza, Ste. 300	SER, P.C.	Dated: .	July 5, 2007					



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

pplicants: Takeshi Yokoi et al.

Examiner:

Unassigned

Serial No.:

10/541,369

Art Unit:

3736

Filed:

July 5, 2005

Docket:

18969

For:

MEDICAL APPARATUS

Dated:

July 5, 2007

Conf. No.:

8936

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

- 1. U.S. Patent No. 5,102,414, issued to Kirsch, dated April 7, 1992;
- 2. Japanese Patent Application Publication No. 06-063045, dated March 8, 1994, together with English-language Abstract; and

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 5, 2007.

Dated: July 5, 2007

Thomas Spinell

3. U.S. Patent No. 5,989,230, issued to Frassica, dated November 23, 1999.

The references were cited in an Office Action dated May 29, 2007 received from the Australian Patent Office. Applicants are submitting copies of the above-cited references required by 37 C.F.R. 1.98 (a)(2)(i) and (ii). The relevance of the above-identified references has been described in the Office Action.

The undersigned attorney hereby states that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

Thomas Spinell

Registration No. 39,533

Scully, Scott, Murphy & Presser, P.C. 400 Garden City Plaza - Ste. 300 Garden City, New York 11530 (516) 742-4343

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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				n7 \	Applicant(s) Takeshi Yokoi et al.						
(Use several sheets it necessary) JUL 09 2007				Filing Date	Group Art Unit						
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TRAUSANT TENT DOCUMENTS											
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME		CLASS	SUBCLASS	FILING DATE IF APPROPRIATE			
		5,102,414	4/7/1992	Kirsch							
		5,989,230	11/23/1999	Frassica							
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FOREIGN PATENT DOCUMENTS											
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i	REF	DOCUMENT NUMBER	DATE	COUNTRY		CLASS	SUBCLASS	YES	NO		
		06-063045	3/8/1994	Japai	1						
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)											
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Form PTO-A820 U.S. DEPARTMENT OF COMMERCE (also form PTO-1449) P09A/REV04

Patent and Trademark Office*

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cc:							